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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/661,348	09/12/2003	Kim Tempest	19467-00009	6748
22334 7590 03/09/2009 PETER F WEINBERG GIBSON DUNN AND CRUTCHER LLP SUITE 4100 1801 CALIFORNIA STREET DENVER, CO 80202				
EXAMINER				
FERNSTROM, KURT				
ART UNIT		PAPER NUMBER		
3711				
MAIL DATE		DELIVERY MODE		
03/09/2009		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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10661348	9/12/03	TEMPEST ET AL.	19467-00009

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3711	20090305

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Commissioner for Patents

Applicant is advised that the "Grounds of Rejection" sections in the Appeal Brief entered November 7, 2008 and in the Examiner's Answer entered February 10, 2009 list claim 31 as pending. Claim 31 was cancelled in the response of October 6, 2006, and will not be reviewed on appeal.

/Kurt Fernstrom/
Primary Examiner, Art Unit 3711